

*** DECLARATION OF EMERGENCY – Hazardous Materials Contingency ***

WHEREAS, there continues to be a threat of incidents arising from the transport, storage, use, production, and disposal of hazardous materials throughout the state; and

WHEREAS, hazardous materials incidents create a constant and continual need to protect the lives, health and property of a considerable number of citizens and residents of the State of Arizona; and

WHEREAS, state and local agencies respond to these incidents daily incurring unbudgeted fiscal expenditures; and

WHEREAS, the state previously had a hazardous materials contingency declaration for the period January 1, 2002 – January 1, 2007; and

WHEREAS, there have been ongoing hazardous materials contingencies since January 1, 2007 that justify a renewed declaration; and

WHEREAS, the Governor is authorized to declare an emergency for a contingency pursuant to A.R.S. § 26-303(D); and

WHEREAS, the Legislature has authorized the expenditure of funds in an event of an emergency pursuant to A.R.S. § 35-192;

NOW, THEREFORE I, Janet Napolitano, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and Laws of the State, do hereby determine the threat of hazardous materials incidents and the need to respond to such contingencies justifies a declaration of a State of Emergency, pursuant to A.R.S. § 26-303(D), and I do hereby:

- a. Declare an emergency statewide due to the on-going need for hazardous materials response efforts, effective January 1, 2007 and continuing; and
- b. Direct that the sum of up to \$200,000 from the General Fund be made available annually to the Director of the State Division of Emergency Management to be expended in accordance with A.R.S. § 35-192, A.A.C. R8-2-301 to 321, Executive Order 79-4 and policy established by the Arizona Emergency Response Commission; and
- c. Authorize the Adjutant General to mobilize and call to activate all or such part of the National Guard as is determined necessary to assist in the protection of life and property throughout the State.



IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona


GOVERNOR

DONE at the Capitol in Phoenix on this 1 day of February in the Year Two Thousand Eight and of the independence of the United States of America the Two Hundred and Thirty-second.

ATTEST:


SECRETARY OF STATE